

## **§ 3.10-10**

### **§ 3.10-10 Right of appeal.**

Any person directly affected by a decision or action taken under this part, by or on behalf of the Coast Guard, may appeal therefrom in accordance with subpart 1.03 of this chapter.

[CGD 88-033, 54 FR 50379, Dec. 6, 1989]

## **PART 4—MARINE CASUALTIES AND INVESTIGATIONS**

### **Subpart 4.01—Authority and Scope of Regulations**

Sec.

- 4.01-1 Scope of regulation.
- 4.01-3 Reporting exclusion.

### **Subpart 4.03—Definitions**

- 4.03-1 Marine casualty or accident.
- 4.03-2 Serious marine incident.
- 4.03-4 Individual directly involved in a serious marine incident.
- 4.03-5 Medical facility.
- 4.03-6 Qualified medical personnel.
- 4.03-7 Chemical test.
- 4.03-10 Party in interest.
- 4.03-15 Commandant.
- 4.03-20 Coast Guard district.
- 4.03-25 District Commander.
- 4.03-30 Investigating officer.
- 4.03-35 Nuclear vessel.
- 4.03-40 Public vessels.
- 4.03-45 Marine employer.
- 4.03-50 Recreational vessel.
- 4.03-55 Law enforcement officer.
- 4.03-60 Noxious liquid substance (NLS).
- 4.03-65 Significant harm to the environment.
- 4.03-70 Tank vessel.

### **Subpart 4.04—Notice of Potential Vessel Casualty**

- 4.04-1 Reports of potential vessel casualty.
- 4.04-3 Reports of lack of vessel communication.
- 4.04-5 Substance of reports.

### **Subpart 4.05—Notice of Marine Casualty and Voyage Records**

- 4.05-1 Notice of marine casualty.
- 4.05-2 Incidents involving foreign tank vessels.
- 4.05-5 Substance of marine casualty notice.
- 4.05-10 Written report of marine casualty.
- 4.05-12 Alcohol or drug use by individuals directly involved in casualties.
- 4.05-15 Voyage records, retention of.
- 4.05-20 Report of accident to aid to navigation.
- 4.05-25 Reports when state of war exists.

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- 4.05-30 Incidents involving hazardous materials.
- 4.05-35 Incidents involving nuclear vessels.
- 4.05-40 Alternate electronic means of reporting.

### **Subpart 4.06—Mandatory Chemical Testing Following Serious Marine Incidents Involving Vessels in Commercial Service**

- 4.06-1 Responsibilities of the marine employer.
- 4.06-3 Requirements for alcohol and drug testing following a serious marine incident.
- 4.06-5 Responsibility of individuals directly involved in serious marine incidents.
- 4.06-15 Accessibility of chemical testing devices.
- 4.06-20 Specimen collection requirements.
- 4.06-30 Specimen collection in incidents involving fatalities.
- 4.06-40 Specimen handling and shipping.
- 4.06-50 Specimen analysis and follow-up procedures.
- 4.06-60 Submission of reports and test results.
- 4.06-70 Penalties.

### **Subpart 4.07—Investigations**

- 4.07-1 Commandant or District Commander to order investigation.
- 4.07-5 Investigating officers, powers of.
- 4.07-7 Opening statement.
- 4.07-10 Report of investigation.
- 4.07-15 Recommendations, action on.
- 4.07-20 Transfer of jurisdiction.
- 4.07-25 Testimony of witnesses in other districts, depositions.
- 4.07-30 Testimony of witnesses under oath.
- 4.07-35 Counsel for witnesses and parties in interest.
- 4.07-45 Foreign units of Coast Guard, investigation by.
- 4.07-55 Information to be furnished Marine Board of Investigation.

### **Subpart 4.09—Marine Board of Investigation**

- 4.09-1 Commandant to designate.
- 4.09-5 Powers of Marine Board of Investigation.
- 4.09-10 Witnesses, payment of.
- 4.09-15 Time and place of investigation, notice of; rights of witnesses, etc.
- 4.09-17 Sessions to be public.
- 4.09-20 Record of proceedings.
- 4.09-25 U.S. Attorney to be notified.
- 4.09-30 Action on report.
- 4.09-35 Preferment of charges.

### **Subpart 4.11—Witnesses and Witness Fees**

- 4.11-1 Employees of vessels controlled by Army or Navy as witnesses.